IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6861 of 2007()

O.R.NO.113/2005 ADOOR EXCISE RANGE

PETITIONER/ACCUSED:

LALITHA, W/O. SUKUMARAN,
BIJU BHAVANAM, MUNDAPPALLY MURI,
PERINGANAD VILLAGE, ADOOR.

BY ADV. SRI. K.SHAJ
SRI.B.BALRAJ
SRI.SAJJU.S

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 6861 of 2007

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Dated this the 13th day of November, 2007

ORDER

Application for regular bail. The petitioner, a woman faces allegations under the provisions of the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 2 litres of arrack on 18.10.2007. The petitioner was arrested on 24.10.06 and she continues in custody from that date. Three other earlier cases under the Kerala Abkari Act was also registered against her, submits the learned Public Prosecutor. The learned counsel for the petitioner submits that in one of those crimes she was acquitted.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigating officer is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and conditions.

i) The petitioner shall not be released on bail on the strength of this order prior to 19.11.2007. The Investigating Officer shall, in the meantime, make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make herself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE